

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No. 10/731,108
Filing Date December 10, 2003
Inventor Todd A. Werpy et al.
Assignee Battelle Memorial Institute
Group Art Unit..... 1626
Examiner Shiao, Rei Tsang
Attorney's Docket No. 13872-B
Title: Process for Producing Cyclic Compounds

TERMINAL DISCLAIMER

I, Jennifer J. Taylor, Ph.D., residing in the state of Washington, represent that I am the attorney of record for Battelle Memorial Institute, a corporation of the state of Ohio. Battelle Memorial Institute is the owner of all right, title and interest of this U.S. Patent Application Serial No. 10/731,108, filed December 10, 2003, as evidenced by an assignment recorded December 10, 2003, at Reel 014806, Frames 0050-0056 in the U.S. Patent and Trademark Office.

Battelle Memorial Institute is also the owner of all right, title and interest in U.S. Patent Nos. 6,603,021; 6,706,893; 6,632,951; and 6,670,483 as evidenced by an assignment recorded October 2, 2001, at Reel 012264, Frames 0611-0614, in the U.S. Patent and Trademark Office.

The evidentiary documents have been reviewed, and I certify that, to the best of assignee's knowledge and belief, title is in the assignee seeking to take this action.

Battelle Memorial Institute hereby disclaims the terminal part of any future patent granted on this U.S. Patent Application Serial No. 10/731,108 which

extends beyond the expiration dates of U.S. Patent Nos. 6,603,021; 6,706,893; 6,632,951; and 6,670,483, and further hereby agrees that any future patent so granted on this U.S. Patent Application Serial No. 10/731,108 shall be enforceable only for and during such period that the legal title to any future patent on the U.S. Patent Application Serial No. 10/731,108 shall be the same as the legal titles to U.S. Patent Nos. 6,603,021; 6,706,893; 6,632,951; and 6,670,483. This agreement is to run with any patent granted on the 10/731,108 application and is to be binding upon the grantee of such patent and its successors or assigns.

Battelle Memorial Institute does not disclaim any terminal part of any patent granted on this 10/731,108 application prior to the expiration dates of the full statutory terms of U.S. Patent Nos. 6,603,021; 6,706,893; 6,632,951; and 6,670,483 in the event that they later: expire for failure to pay a maintenance fee, are held unenforceable, are found invalid by a court of competent jurisdiction, are statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321(a), have all claims canceled by a reexamination certificate, are reissued in any manner or are otherwise terminated prior to expiration of their full statutory terms as presently shortened by any terminal disclaimers, except for the separation of legal title stated above.

The fee required by 37 C.F.R. 1.20(d) is submitted herewith. The Commissioner is hereby authorized to charge payment of any additional fees or credit overpayments to Deposit Account No. 23-0925.

The undersigned, Jennifer J. Taylor, Ph.D., hereby indicates that she is authorized to sign this document on behalf of the assignee, Battelle Memorial Institute.

Dated: May 17, 2006

Respectfully submitted,
By: Jennifer J. Taylor
Jennifer J. Taylor, Ph.D.
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